OIPE JC109 MAR 11 2004 PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re
U.S. application of: David W. NELMS et al.

For: MULTI-FUNCTION CREDIT CARD AND CASE

U.S. Application No.: 10/674,954

Confirmation No.: 5290

Filed: September 30, 2003

Group Art Unit: 2171

Examiner: To Be Assigned

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

March 8, 2004
Date of Deposit

Douglas A. Sorensen (Reg. No. 31,570)
Name of Applicant, Assignee, or Registered Representative

Signature

March 8, 2004
Date of Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants wish to bring the following items to the attention of the Examiner. A copy of each cited reference is enclosed for the convenience of the Examiner.

No representation is made, and no representation is intended, that more relevant material does not exist, or that the order of presentation of this material in any way reflects its relative pertinence. The references cited below are not intended to constitute an admission of any kind. Specifically, this presentation is not an admission that the items listed below are properly citable against the above-identified application.

1) Moran, U.S. Patent No. 1,063,577, issued June 3, 1913;

2) Glass, U.S. Patent No. 3,242,959, issued March 29, 1966;

3) Watson, U.S. Patent No. 3,606,777, issued September 21, 1971;

4) Archer, U.S. Patent No. 3,650,210, issued March 21, 1972;

5) Hynes et al., U.S. Patent No. 3,838,252, issued September 24, 1974;

6) Foote, U.S. Patent No. 4,100,011, issued July 11, 1978;

7) Olson, U.S. Patent No. 4,739,877, issued April 26, 1988;

8) Andros, U.S. Patent No. 4,829,690, issued May 16, 1989;

9) Halasz, U.S. Patent No. Des. 302,074, issued July 11, 1989;

10) Tuisku, U.S. Patent No. Des. 314,865, issued February 26, 1991;

11) Immerman, U.S. Patent No. DES. 322,816, issued December 31, 1991;

12) Rodel, U.S. Patent No. 5,020,255, issued June 4, 1991;

13) Prey, U.S. Patent No. Des. 324,305, issued March 3, 1992;

14) Ritter, U.S. Patent No. 5,217,056, issued June 8, 1993;

15) Sumner, III, U.S. Patent No. 5,520,230, issued May 28, 1996;

16) Mathison, U.S. Patent No. Des. 372,358, issued August 6, 1996;

17) Campbell, U.S. Patent No. Des. 381,499, issued July 29, 1997;

18) Ippolito et al., U.S. Patent No. 5,718,329, issued February 17, 1998;

19) Swanston et al., U.S. Patent No. Des. 393,150, issued April 7, 1998;

20) Neal, Jr., U.S. Patent No. Des. 396,882, issued August 11, 1998;

21) Holihan, U.S. Patent No. Des. 411,765, issued July 6, 1999;

22) Rose, U.S. Patent No. 6,011,677, issued January 4, 2000;

23) Edwards, U.S. Patent No. Des. 419,289, issued January 25, 2000;

24) Davis, U.S. Patent No. 6,155,410, issued December 5, 2000;

25) Morgante, U.S. Patent No. D436,991 S, issued January 30, 2001;

26) Poore et al., U.S. Patent No. 6,202,933 B1, issued March 20, 2001;

27) Yang, U.S. Patent No. 6,224,109 B1, issued May 1, 2001;

28) Smulson, U.S. Patent No. 6,248,199 B1, issued June 19, 2001;

29) Habib, U.S. Patent Application Publication No. 2001/0038033 A1, published November 8, 2001;

30) Pentz et al., U.S. Patent No. D453,160 S, issued January 29, 2002;

31) Pentz, U.S. Patent No. D453,161 S, issued January 29, 2002;

32) Pentz et al., U.S. Patent No. D453,336 S, issued February 5, 2002;

33) Pentz et al., U.S. Patent No. D453,337 S, issued February 5, 2002;

34) Pentz et al., U.S. Patent No. D453,338 S, issued February 5, 2002;

35) Pentz, U.S. Patent No. D453,339 S, issued February 5, 2002;

36) Pentz, U.S. Patent No. D453,516 S, issued February 12, 2002;

37) Pentz, U.S. Patent No. D453,517 S, issued February 12, 2002;

38) Weber, U.S. Patent Application Publication No. 2002/0027837 A1, published March 7, 2002;

39) Pentz, U.S. Patent No. D456,814 S, issued May 7, 2002;

40) Pentz, U.S. Patent No. D460,454 S, issued July 16, 2002;

41) Pentz, U.S. Patent No. D460,455 S, issued July 16, 2002;

42) Pentz et al., U.S. Patent Application Publication No. US 2002/0092914 A1, published July 18, 2002;

43) Pentz, U.S. Patent No. D462,965 S, issued September 17, 2002;

44) Pentz et al., U.S. Patent No. D462,966 S, issued September 17, 2002.

45) Kawamura, U.S. Patent No. D470,657 S issued February 25, 2003; and

46) Nelms et al., U.S. Patent No. D474,234 S, issued May 6, 2003.

47) European Published Patent Application No. 0 379 921 A2 (NAVA MILANSO S.p.A.), published August 1, 1990 in Bulletin 90/31;

48) German Published Patent Application No. DE 298 02 638 U1 (POHL, THOMAS(, published July 23, 1998);

49) German Published Patent Application No. DE 298 12 046 U1 (BUERGER, ROLF), published January 14, 1999;

50) Japanese Published Patent Application No. 2000-113136 A (ADAMUSU:KK), published April 21, 2000;

51) French Published Patent Application No. 2 794 059 (GEMPLUS CARD INT), published December 1, 2000;

52) European Published Patent Application No. EP 1 221 518 A2 (ACTARIS UK, LIMITED), published July 10, 2002 in Bulletin 2002/28;

53) International Publication No. WO 02/067190 A1 (BANK OF AMERICA CORPORATION) published August 29, 2002;

54) Wolfgang RANKL, "Handbuch Der Chipkarten: Aufbau, USW", Handbuch Der Chipkarten, Aufbau-Funktionsweise-Einsatz Von Smart Cards, Muenchen: Carl Hanswer Verlag, DE, 1999, pages 44-47, 56-61, 68-71.

As this Information Disclosure Statement is being prior to the receipt of a first office action, no fee is required. However, should it be determined that a fee is required, please charge any required fee (other than the issue fee) during the pendency of this application to SIDLEY AUSTIN BROWN & WOOD LLP's Deposit Account No. 18-1260. Please credit any overpayment to SIDLEY AUSTIN BROWN & WOOD LLP's Deposit Account No. 18-1260.

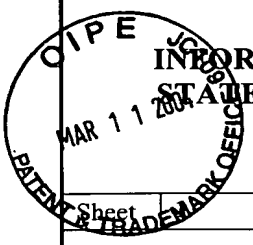
Respectfully submitted,

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known	
Application Number	10/674,954
Filing Date	September 30, 2003
Confirmation No.	5290
First Inventor	David W. NELMS et al.
Group Art Unit	2171
Examiner Name	
Attorney Docket No.	DSC-14 (11677/01102)

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U.S. PATENT DOCUMENTS

Examiner Initials	Cite #	DOCUMENT NUMBER	CODE	PATENTEE	ISSUE DATE/ PUBLICATION DATE (mm/dd/yy)	CLASS	SUB CLASS	Filing Date if Appropriate
	1	US-1,063,577		Moran	06/03/1913			
	2	US-3,242,959		Glass	03/29/1966	150	39	
	3	US-3,606,777		Watson	09/21/1971	70	458	
	4	US-3,650,210		Archer	03/21/1972	101	369	
	5	US-3,838,252		Hynes et al.	09/24/1974	235	61.12M	
	6	US-4,100,011		Foote	07/11/1978	156	272	
	7	US-4,739,877		Olson	04/26/1988	206	38.1	
	8	US-4,829,690		Andros	05/16/1989	40	642	
	12	US-5,020,255		Rodel	06/04/1991	40	654	
	14	US-5,217,056		Ritter	06/08/1993	150	147	
	15	US-5,520,230		Sumner, III	05/28/1996	150	147	
	18	US-5,718,329		Ippolito et al.	02/17/1998	206	38	
	22	US-6,011,677		Rose	01/04/2000	360	133	
	24	US-6,155,410		Davis	12/05/2000	206	39.5	
	26	US-6,202,933	B1	Poore et al.	03/20/2001	235	493	
	27	US-6,224,109	B1	Yang	05/01/2001	283	77	
	28	US-6,248,199	B1	Smulson	06/19/2001	156	244.12	
	29	US-2001/0038033	A1	Habib	Pub. 11/08/2001	235	375	
	38	US-2002/0027837	A1	Weber	Pub. 03/07/2002	369	14	
	42	US-2002/0092914	A1	Pentz et al.	Publ. 07/18/2002	235	487	

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Examiner Initials	Cite #	OFFICE	NUMBER	CODE	PUBLICATION DATE (mm/dd/yy)	TRANSLATION Yes	TRANSLATION No
	47	EP	0 379 921	A2	08/01/1990		X
	48	DE	298 02 638	U1	06/10/1998		X
	49	DE	298 12 046	U1	11/26/1998		X
	50	JP	2000-113136	A1	04/21/2000		X
	51	FR	2 794 059		12/01/2000		X
	52	EP	1 221 518	A2	07/10/2002		X
	53	WO	02/067190	A2	08/29/2002		X

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite #	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), published, city and/or country where published
	54	Wolfgang RANKL, "Handbuch Der Chipkarten: Aufbau, USW", Handbuch Der Chipkarten, Aufbau-Funktionsweise-Einsatz Von Smart Cards, Muenchen: Carl Hanswer Verlag, DE, 1999, pages 44-47, 56-61, 68-71

Examiner Signature		Examiner Initials	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with the next communication to applicant.

Substitute for form 1449A/PTO

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Complete if Known	
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Confirmation No.	5290
First Inventor	David W. NELMS et al.
Group Art Unit	2171
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Attorney Docket No.	DSC-14 (11677/01102)

Sheet 2 of 2

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Examiner Initials	Cite #	DOCUMENT NUMBER	CODE	PATENTEE	ISSUE DATE/ PUBLICATION DATE (mm/dd/yy)	CLASS	SUB CLASS	Filing Date if Appropriate
	9	US-D302,074		Halasz	07/11/1989	D3	208	
	11	US-D314,865		Tuisku	02/26/1991	D3	56	
	10	US-D322,816		Immerman	12/31/1991	D20	28	
	13	US-D324,305		Prey	03/03/1992	D3	56	
	16	US-D372,358		Mathison	08/06/1996	D3	247	
	17	US-D381,499		Campbell	07/29/1997	D3	212	
	19	US-D393,150		Swanston et al.	04/07/1998	D3	247	
	20	US-D396,882		Neal, Jr.	08/11/1998	D19	10	
	21	US-D411,765		Holihan	07/06/1999	D3	247	
	23	US-D419,289		Edwards	01/25/1999	D3	208	
	25	US-D436,991		Morgante	01/30/2001	D19	9	
	30	US-D453,160	S	Pentz et al.	01/29/2002	D14	436	
	31	US-D453,161	S	Pentz	01/29/2002	D14	436	
	32	US-D453,336	S	Pentz et al.	02/05/2002	D14	436	
	33	US-D453,337	S	Pentz et al.	02/05/2002	D14	436	
	34	US-D453,338	S	Pentz et al.	02/05/2002	D14	436	
	35	US-D453,339	S	Pentz	02/05/2002	D14	436	
	36	US-D453,516	S	Pentz	02/12/2002	D14	436	
	37	US-D453,517	S	Pentz	02/12/2002	D14	436	
	39	US-D456,814	S	Pentz	05/07/2002	D14	436	
	40	US-D460,454	S	Pentz	07/16/2002	D14	436	
	41	US-D460,455	S	Pentz	07/16/2002	D14	436	
	43	US-D462,965	S	Pentz	09/17/2002	D14	436	
	44	US-D462,966	S	Pentz et al.	09/17/2002	D14	436	
	45	US-D470,657	S	Kawamura	02/25/2003	D3	247	
	46	US-D474,234	S	Nelms et al.	05/06/2003	D19	9	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite #	OFFICE	NUMBER	CODE	PUBLICATION DATE (mm/dd/yy)	TRANSLATION Yes	No

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite #	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), published, city and/or country where published

Examiner Signature		Examiner Initials	

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